

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
NORTHERN DIVISION  
NO. 2:98-CV-38-802

FILED

NOV 5 1998  
NEW

DAVID W. DANIEL, CLERK  
DAVID W. DANIEL, CLERK  
US DISTRICT COURT  
E. DIST. NO. CAR

MILTON BLACKWELL,  
Plaintiff,

vs.

UNITED STATES EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,  
Defendant

PLAINTIFF'S REPLY

MEMORANDUM IN SUPPORT OF PLAINTIFF MILTON BLACKWELL'S REPLY

I. INTRODUCTION

Rather than adhere to FOIA requirements, Defendant sat on Plaintiff's letter of 5/8/98 without bothering to contact Plaintiff in any manner per FOIA requirements.

Having received no response from defendant by 6/5/98, due to Defendants lack of any response per FOIA requirements, Plaintiff filed suit on 6/5/98 requesting a copy of Plaintiff's Charge File or relief as requested in the suit.

The FOIA requires an agency to decide within ten working days whether to comply with a FOIA request and to inform the person making the request of the decision. If the agency does not adhere to FOIA requirements, the person has the right to pursue their request in federal court.

Since for whatever reason, Defendant has chosen not to

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release to Plaintiff the requested information from Plaintiff's Charge File reflecting the Raleigh Area EEOC's investigation based on Plaintiff's Affidavit and Charge of Discrimination, Plaintiff re-enters plea to Court for Summary Judgment in Plaintiff's favor and award of relief to Plaintiff as requested in lawsuit.

Respectfully submitted,

Milton Blackwell  
Plaintiff

This 4<sup>th</sup> day of November, 1998

Milton Blackwell  
Milton Blackwell

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Plaintiff  
Milton Blackwell's Reply was mailed by first class mail  
on November 4<sup>th</sup>, 1998 to the following party:

Equal Opportunity Employment Commission  
1801 L Street, N.W.  
Room 6033  
Washington, DC 20507

This 4<sup>th</sup> day of November, 1998

Milton Blackwell  
Plaintiff

  
Milton Blackwell